

# EXHIBIT “H”

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

IN RE: NEW ENGLAND  
COMPOUNDING PHARMACY,  
INC. PRODUCTS LIABILITY  
LITIGATION

MDL No. 2419

Master Dkt:  
1:13-md-02419-RWZ

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THIS DOCUMENT RELATES  
TO:

All Actions

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VIDEOTAPED DEPOSITION OF  
JOHN W. CULCLASURE, M.D.

9:05 a.m.  
March 23, 2015

Suite 1100  
315 Deaderick Street  
Nashville, Tennessee

Blanche J. Dugas, RPR, CCR No. B-2290

1 that have made a difference to you?

2 A. Well, I don't know what the cut-off point  
3 would have been. It wasn't -- that's not my issue.  
4 I'm not the -- I'm not managing the surgery center.

5 Q. Well, do you know whether the patient would  
6 have had to pay more -- if the switch occurred in  
7 steroids, that a few dollars more were charged to the  
8 center; do you know that?

9 A. That wouldn't change anything that the  
10 patient -- anything in the patient's bill. So no.

11 Q. But what it would change is the profit of  
12 the center?

13 A. Yes, it would.

14 Q. And we've already established that the  
15 standard of care for a center is to never let profit  
16 take priority over patient safety; true?

17 A. True. And it never did.

18 Q. Are you telling us and the jury that money  
19 had nothing to do with this decision, Doctor?

20 A. I said that profit did not affect the  
21 patient care.

22 Q. Did money have anything to do with the  
23 decision to switch?

24 A. Not with my decision, no.

25 Q. Did it have anything to do with the